THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 15433 OF 2006
Dated: 25-07-2006

Between:

Dasu Peddada

Petitioner

And

Government of A.P. rep. by its Secretary, Panchayat Raj Department, Secretariat ,Hyderabad and others

Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO. 15433 OF 2006

ORDER:

1. The writ petition is filed for a Writ of Mandamus declaring the action of the respondent No.6 in not allotting symbol to the petitioner for the purpose of contesting to the post of Sarpanch of Madaka Grampanchayat, Pedana (M) of Krishna District, even though his nomination was accepted on 20.07.2006 as illegal, arbitrary and discriminatory and violative of principles of natural justice and consequently direct the respondents to allot symbol to the petitioner and allow him to contest for the post of Sarpanch in the elections scheduled to be held on 6-8-2006 and pass such other suitable orders.

2. It is stated that the petitioner filed his nomination on 16.07.2006 and the petitioner submitted one more set of nomination on the same day and the respondent No.6 published valid list on 20.07.2006. Receipt was issued by the Returning Officer on 23.07.2006. It is stated that he had withdrawn one set of nomination. In relation to the withdrawal of candidature and non withdrawal of nomination, this Court already expressed some opinion following the view expressed by the Division Bench in **Kandru Venkateswarlu Vs. Govt. of A.P. rep. by its Secretary for Panchayat Raj Wing, Hyderabad and others.**[1]

3. In view of the same, the writ petition is devoid of merit and accordingly, the same shall stand dismissed. No order as to costs.

25-07-2006

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[1] 1995 (3) ALT 217